

1 AN ACT relating to campaign finance.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 121.150 is amended to read as follows:

- 4 (1) No contribution shall be made or received, directly or indirectly, other than an
5 independent expenditure, to support inauguration activities or to support or defeat a
6 candidate, slate of candidates, constitutional amendment, or public question which
7 will appear on the ballot in an election, except through the duly appointed campaign
8 manager, or campaign treasurer of the candidate, slate of candidates, or registered
9 committee. Any person making an independent expenditure, shall report these
10 expenditures when the expenditures by that person exceed five hundred dollars
11 (\$500) in the aggregate in any one (1) election, on a form provided or using a format
12 approved by the registry and shall sign a statement on the form, under penalty of
13 perjury, that the expenditure was an actual independent expenditure and that there
14 was no prior communication with the campaign on whose behalf it was made.
- 15 (2) Except as provided in KRS 121.180(10), the solicitation from and contributions by
16 campaign committees, caucus campaign committees, political issues committees,
17 permanent committees, and party executive committees to any religious, charitable,
18 civic, eleemosynary, or other causes or organizations established primarily for the
19 public good is expressly prohibited; except that it shall not be construed as a
20 violation of this section for a candidate or a slate of candidates to contribute to
21 religious, civic, or charitable groups.
- 22 (3) No candidate, slate of candidates, committee, or contributing organization, nor
23 anyone acting on their behalf, shall accept any anonymous contribution in excess of
24 fifty dollars (\$50), and all anonymous contributions in excess of fifty dollars (\$50)
25 shall be returned to the donor, if the donor can be determined. If no donor is found,
26 the contribution shall escheat to the state. No candidate, slate of candidates,
27 committee, or contributing organization, nor anyone acting on their behalf shall

1 accept anonymous contributions in excess of one thousand dollars (\$1,000) in the
2 aggregate in any one (1) election. Anonymous contributions in excess of one
3 thousand dollars (\$1,000) in the aggregate which are received in any one (1)
4 election shall escheat to the state.

5 (4) No candidate, slate of candidates, committee, or contributing organization, nor
6 anyone on their behalf, shall accept a cash contribution in excess of fifty dollars
7 (\$50) in the aggregate from each contributor in any one (1) election. No candidate,
8 slate of candidates, committee, or contributing organization, nor anyone on their
9 behalf, shall accept a cashier's check or money order in excess of the maximum cash
10 contribution limit unless the instrument clearly identifies both the payor and the
11 payee. A contribution made by cashier's check or money order which identifies both
12 the payor and payee shall be treated as a contribution made by check for purposes of
13 the contribution limits contained in this section. No person shall make a cash
14 contribution in excess of fifty dollars (\$50) in the aggregate in any one (1) election
15 to a candidate, slate of candidates, committee, or contributing organization, nor
16 anyone on their behalf.

17 (5) No candidate, slate of candidates, committee, contributing organization, nor anyone
18 on their behalf, shall accept any contribution in excess of one hundred dollars
19 (\$100) from any person who shall not become eighteen (18) years of age on or
20 before the day of the next general election.

21 (6) No candidate, slate of candidates, campaign committee, political issues committee,
22 nor anyone acting on their behalf, shall accept a contribution of more than one
23 thousand dollars (\$1,000) from any person, permanent committee, or contributing
24 organization in any one (1) election. No person, permanent committee, or
25 contributing organization shall contribute more than one thousand dollars (\$1,000)
26 to any one (1) candidate, campaign committee, political issues committee, nor
27 anyone acting on their behalf, in any one (1) election.

- 1 (7) Permanent committees or contributing organizations affiliated by bylaw structure or
2 by registration, as determined by the Registry of Election Finance, shall be
3 considered as one (1) committee for purposes of applying the contribution limits of
4 subsection (6) of this section.
- 5 (8) No permanent committee shall contribute funds to another permanent committee for
6 the purpose of circumventing contribution limits of subsection (6) of this section.
- 7 (9) No person shall contribute funds to a permanent committee, political issues
8 committee, or contributing organization for the purpose of circumventing the
9 contribution limits of subsection (6) of this section.
- 10 (10) No person shall contribute more than one thousand five hundred dollars (\$1,500) to
11 all permanent committees and contributing organizations in any one (1) year.
- 12 (11) No person shall contribute more than two thousand five hundred dollars (\$2,500) to
13 the state executive committee of a political party and its subdivisions and affiliates
14 in any one (1) year. No person shall contribute more than two thousand five
15 hundred dollars (\$2,500) to a caucus campaign committee in any one (1) year.
16 Contributions a person makes to any executive committee other than the state
17 executive committee in excess of one thousand dollars (\$1,000) in any one (1) year
18 shall be deposited in a separate account which the state executive committee
19 maintains for the exclusive purpose of paying administrative costs incurred by the
20 political party.
- 21 (12) No person shall make a payment, distribution, loan, advance, deposit, or gift of
22 money to another person to contribute to a candidate, a slate of candidates,
23 committee, contributing organization, or anyone on their behalf. No candidate, slate
24 of candidates, committee, contributing organization, nor anyone on their behalf
25 shall accept a contribution made by one (1) person who has received a payment,
26 distribution, loan, advance, deposit, or gift of money from another person to
27 contribute to a candidate, a slate of candidates, committee, contributing

1 organization, or anyone on their behalf.

2 (13) (a) No candidates running as a slate for the offices of Governor and Lieutenant
3 Governor shall make combined total personal loans to their committee in
4 excess of fifty thousand dollars (\$50,000) in any one (1) election. No
5 candidate for any other statewide elected state office shall lend to his or her
6 committee any amount in excess of twenty-five thousand dollars (\$25,000) in
7 any one (1) election. In campaigning for all other offices, no candidate shall
8 lend to his or her committee more than ten thousand dollars (\$10,000) in any
9 one (1) election.

10 (b) Loans made under paragraph (a) of this subsection by candidates running
11 as a slate who were elected to the offices of Governor and Lieutenant
12 Governor shall be repaid within one (1) year from the date that the slate of
13 candidates takes office and a report shall be filed in accordance with
14 Section 2 of this Act. It is the intent of the General Assembly that this
15 paragraph shall apply to a slate of candidates that was elected to the offices
16 of Governor and Lieutenant Governor in the November 2015 regular
17 election. If the one (1) year repayment date set forth in this subsection has
18 already passed after the effective date of this Act, then the loan shall be
19 repaid in full by December 31, 2017, and a report shall be filed in
20 accordance with Section 2 of this Act.

21 (14) Subject to the provisions of subsection (18) of this section, no candidate or slate of
22 candidates for nomination to any state, county, city, or district office, nor their
23 campaign committees, nor anyone on their behalf, shall solicit or accept
24 contributions for primary~~[-election]~~ expenses after the date of the primary. No
25 person other than the candidate or slate of candidates shall contribute for primary~~[-~~
26 ~~election]~~ expenses after the date of the primary.

27 (15) Subject to the provisions of subsection (18) of this section, no candidate or slate of

1 candidates for any state, county, city, or district office at a regular election, nor their
2 campaign committees, nor anyone on their behalf, shall solicit or accept
3 contributions for regular election expenses after the date of the regular election. No
4 person other than the candidate or slate of candidates shall contribute for regular
5 election expenses after the date of the regular election.

6 (16) Subject to the provisions of subsection (18) of this section, no candidate or slate of
7 candidates for nomination or election to any state, county, city, or district office, nor
8 their campaign committees, nor anyone on their behalf, shall solicit or accept
9 contributions for special election expenses after the date of the special election. No
10 person other than the candidate or slate of candidates shall contribute for special
11 election expenses after the date of the special election.

12 (17) The provisions of subsections (14) and (15) of this section shall apply only to those
13 candidates in a primary or regular election which shall be conducted subsequent to
14 January 1, 1989. The provisions of subsection (16) of this section shall apply only
15 to those candidates or slates of candidates in a special election which shall be
16 conducted subsequent to January 1, 1993.

17 (18) A candidate, slate of candidates, or a campaign committee may solicit and accept
18 contributions after the date of a primary~~[election]~~, regular election, or special
19 election to defray necessary expenses that arise after the date of the election
20 associated with election contests, recounts, and recanvasses of a specific election,
21 complaints regarding alleged campaign finance violations that are filed with the
22 registry pertaining to a specific election, or other legal actions pertaining to a
23 specific election to which a candidate, slate of candidates, or campaign committee is
24 a party. Reports of contributions received and expenditures made after the date of
25 the specific election shall be made in accordance with KRS 121.180.

26 (19) No slate of candidates for Governor and Lieutenant Governor or their immediate
27 families shall loan any money, service, or other thing of value to their campaign,

1 and all moneys, services, or other things of value which are loaned shall be deemed
2 a contribution, which may not be recovered by the slate of candidates, except to the
3 extent of a combined total of fifty thousand dollars (\$50,000) **and any loan shall be**
4 **repaid as established in paragraph (b) of subsection (13) of this section.**

5 (20) No candidate, slate of candidates, committee, except a political issues committee, or
6 contributing organization, nor anyone on their behalf, shall knowingly accept a
7 contribution from a corporation, directly or indirectly.

8 (21) Nothing in this section shall be construed to restrict the ability of a corporation to
9 administer its permanent committee insofar as its actions can be deemed not to
10 influence an election as prohibited by KRS 121.025.

11 (22) No candidate, slate of candidates, or committee, nor anyone on their behalf, shall
12 solicit a contribution of money or services from a state employee, whether or not the
13 employee is covered by the classified service provisions of KRS Chapter 18A.
14 However, it shall not be a violation of this subsection for a state employee to
15 receive a solicitation directed to him **or her** as a registered voter in an identified
16 precinct as part of an overall plan to contact voters not identified as state employees.

17 (23) (a) A candidate or a slate of candidates for elective public office shall not accept
18 contributions from permanent committees which, in the aggregate, exceed
19 fifty percent (50%) of the total contributions accepted by the candidate or a
20 slate of candidates in any one (1) election or ten thousand dollars (\$10,000) in
21 any one (1) election, whichever is the greater amount. The percentage of the
22 total contributions or dollar amounts of contributions accepted by a candidate
23 or a slate of candidates in an election that is accepted from permanent
24 committees shall be calculated as of the day of each election. Funds in a
25 candidate's or a slate of candidates' campaign account which are carried
26 forward from one (1) election to another shall not be considered in calculating
27 the acceptable percentage or dollar amount of contributions which may be

1 accepted from permanent committees for the election for which the funds are
2 carried forward. A candidate or a slate of candidates may, without penalty,
3 contribute funds to his or her campaign account not later than sixty (60) days
4 following the election so as not to exceed the permitted percentage or dollar
5 amount of contributions which may be accepted from permanent committees
6 or the candidate or a slate of candidates may, not later than sixty (60) days
7 after the end of the election, refund any excess permanent committee
8 contributions on a pro rata basis to the permanent committees whose
9 contributions are accepted after the aggregate limit has been reached.

10 (b) The provisions of paragraph (a) of this subsection regarding the receipt of
11 aggregate contributions from permanent committees in any one (1) election
12 shall also apply separately to the receipt of aggregate contributions from
13 executive committees of any county, district, state, or federal political party in
14 any one (1) election.

15 (c) The provisions of paragraph (a) of this subsection regarding the receipt of
16 aggregate contributions from permanent committees in any one (1) election
17 shall also apply separately to the receipt of aggregate contributions from
18 caucus campaign committees.

19 (24) No candidate or slate of candidates for any office in this state shall accept a
20 contribution, including an in-kind contribution, which is made from funds in a
21 federal campaign account. No person shall make a contribution, including an in-
22 kind contribution, from funds in a federal campaign account to any candidate or
23 slate of candidates for any office in this state.

24 ➔Section 2. KRS 121.180 is amended to read as follows:

25 (1) (a) Any candidate, slate of candidates, or political issues committee shall be
26 exempt from filing any preelection finance reports required by subsection (3)
27 of this section if the candidate, slate of candidates, or political issues

1 committee chair~~[chairman]~~ files a form prescribed and furnished by the
2 registry stating that contributions will not be accepted or expended in excess
3 of three thousand dollars (\$3,000) in any one (1) election to further the
4 candidacy or to support or oppose a constitutional amendment or public
5 question which will appear on the ballot. For a candidate for judicial office
6 who desires to be exempt from filing preelection campaign finance reports as
7 provided in this paragraph, the request for exemption shall be filed by the
8 campaign treasurer of the candidate's campaign committee, but the candidate
9 shall be personally liable for any violation if the campaign treasurer accepts
10 contributions or makes expenditures in excess of the limit and shall be subject
11 to the same penalties as a candidate as provided in paragraph (l)1. or 2. of this
12 subsection. A separate form shall be required for each primary, regular, or
13 special election in which the candidate or slate of candidates participates or in
14 which the public question appears on the ballot, unless the candidate, slate of
15 candidates, or political issues committee chair~~[chairman]~~ indicates on a
16 request for exemption that the request will be applicable to more than one (1)
17 election. The form shall be filed with the same office with which a candidate
18 or slate of candidates files nomination papers or, in the case of a political
19 issues committee, with the registry.

- 20 (b) Any candidate, slate of candidates, or political issues committee shall be
21 exempt from filing any campaign finance reports required by subsections (3)
22 and (4) of this section if the candidate, slate of candidates, or political issues
23 committee chair~~[chairman]~~ files a form prescribed and furnished by the
24 registry stating that currently no contributions have been received and that
25 contributions will not be accepted or expended in excess of one thousand
26 dollars (\$1,000) in any one (1) election. For a candidate for judicial office who
27 desires to be exempt from filing any campaign finance reports as provided in

1 this paragraph, the request for exemption shall be filed by the campaign
2 treasurer of the candidate's campaign committee, but the candidate shall be
3 personally liable for any violation if the campaign treasurer accepts
4 contributions or makes expenditures in excess of the limit and shall be subject
5 to the same penalties as a candidate as provided in subparagraph (1)1. or 2. of
6 this subsection. A separate form shall be required for each primary, regular, or
7 special election in which the candidate or slate of candidates participates or in
8 which the public question appears on the ballot, unless the candidate, slate of
9 candidates, or political issues committee chair~~chairman~~ indicates on a
10 request for exemption that the request will be applicable to more than one (1)
11 election. The form shall be filed with the same office with which a candidate
12 or slate of candidates files nomination papers or, in the case of a political
13 issues committee, with the registry.

- 14 (c) For a primary~~election~~, a candidate or slate of candidates shall file a request
15 for exemption not later than the deadline for filing nomination papers and,
16 except as provided in subparagraph 2. of paragraph (d) of this subsection,
17 shall be bound by its terms unless it is rescinded in writing not later than
18 fifteen (15) days after the filing deadline. For a regular election, a candidate or
19 slate of candidates shall file or rescind in writing a request for exemption not
20 later than twenty-five (25) days after the date of the preceding primary~~election~~,
21 except as provided in subparagraph 2. of paragraph (d) of this
22 subsection. For a special election, a candidate or slate of candidates shall file a
23 request for exemption not later than ten (10) days after the candidate or slate
24 of candidates is nominated for a special election and shall be bound by its
25 terms unless it is rescinded in writing not later than twenty-five (25) days after
26 the date on which the nomination for a special election is made. A political
27 issues committee chair~~chairman~~ shall file a request for exemption not later

1 than ten (10) days after the date on which the committee registers with the
2 registry and shall be bound by its terms unless it is rescinded in writing not
3 later than fifteen (15) days after the date on which the request for exemption is
4 filed.

5 (d) 1. A candidate or slate of candidates that revokes a request for exemption
6 in a timely manner may exercise the remaining option or may file all
7 reports required of a candidate intending to raise or spend in excess of
8 three thousand dollars (\$3,000) in an election. If a candidate or slate of
9 candidates elects to exercise a different option, the candidate or slate of
10 candidates shall file the appropriate form with the officer who received
11 the filing papers of the candidate or slate of candidates not later than the
12 deadline for filing a revocation.

13 2. A candidate for any city or county office or for any school board office,
14 who is exempted from some or all campaign finance reporting
15 requirements pursuant to paragraph (a) or (b) of this subsection but who
16 accepts contributions or makes expenditures in excess of the exempted
17 amount in an election, shall file all applicable reports required for the
18 remainder of that election, based upon the amount of contributions or
19 expenditures the candidate accepts or receives in that election. The filing
20 of applicable required reports by a candidate after the exempted amount
21 is exceeded shall serve as notice to the registry that the initial exemption
22 has been rescinded. No further notice to the registry shall be required
23 and no penalty for exceeding the initial exempted amount shall be
24 imposed against the candidate, except for failure to file applicable
25 reports required after the exempted amount is exceeded.

26 (e) Any candidate or slate of candidates that is subject to an August filing
27 deadline and that intends to execute a request for exemption shall file the

1 appropriate request for exemption not later than the filing deadline and, except
2 as provided in subparagraph 2. of paragraph (d) of this subsection, shall be
3 bound by its terms unless it is rescinded in writing not later than fifteen (15)
4 days after the filing deadline. A candidate or slate of candidates that is subject
5 ~~to[covered by]~~ this paragraph shall have the same reversion rights as those
6 provided in subparagraph 1. of paragraph (d) of this subsection.

7 (f) Any candidate or slate of candidates that will appear on the ballot in a regular
8 election that has signed either request for exemption for that election may
9 exercise the reversion rights provided in subparagraph 1. of paragraph (d) of
10 this subsection if a candidate or slate of candidates~~[that is]~~ subject to an
11 August filing deadline subsequently files in opposition to the candidate or
12 slate of candidates. Except as provided in subparagraph 2. of paragraph (d) of
13 this subsection, a candidate or slate of candidates subject to~~[covered by]~~ this
14 paragraph shall comply with the deadline for rescission provided in
15 subparagraph 1. of paragraph (d) of this subsection.

16 (g) Except as provided in subparagraph 2. of paragraph (d) of this subsection, any
17 candidate or slate of candidates that has filed a request for exemption for a
18 regular election that later is opposed by a person who has filed a declaration of
19 intent to receive write-in votes may rescind the request for exemption and
20 exercise the reversion rights provided in subparagraph 1. of paragraph (d) of
21 this subsection.

22 (h) Any candidate or slate of candidates that has filed a request for exemption
23 may petition the registry to determine whether another person is campaigning
24 as a write-in candidate prior to having filed a declaration of intent to receive
25 write-in votes, and, if the registry determines upon a preponderance of the
26 evidence that a person who may later be a write-in candidate is conducting a
27 campaign, the candidate or slate of candidates, except as provided in

1 subparagraph 2. of paragraph (d) of this subsection, may petition the registry
2 to permit the candidate or slate of candidates to exercise the reversion rights
3 provided in subparagraph 1. of paragraph (d) of this subsection.

4 (i) If the opponent of a candidate or slate of candidates is replaced due to his or
5 her withdrawal because of death, disability, or disqualification, the candidate
6 or slate of candidates, except as provided in subparagraph 2. of paragraph (d)
7 of this subsection, may exercise the reversion rights provided in subparagraph
8 1. of paragraph (d) of this subsection not later than fifteen (15) days after the
9 party executive committee nominates a replacement for the withdrawn
10 candidate or slate of candidates.

11 (j) A person intending to be a write-in candidate for any office in a regular or
12 special election may execute a request for exemption under paragraph (a) or
13 (b) of this subsection and shall be bound by its terms unless it is rescinded in
14 writing not later than fifteen (15) days after the filing deadline for the regular
15 or special election. A person intending to be a write-in candidate who revokes
16 a request for exemption in a timely manner may exercise the remaining
17 exemption option or may file all reports required of a candidate intending to
18 raise or spend in excess of three thousand dollars (\$3,000) in an election.
19 Except as provided in subparagraph 2. of paragraph (d) of this subsection, a
20 person intending to be a write-in candidate who elects to exercise a different
21 exemption option shall file the appropriate form with the officer who received
22 the initial request for exemption not later than fifteen (15) days after the filing
23 deadline for the regular or special election.

24 (k) Except as provided in subparagraph 2. of paragraph (d) of this subsection, the
25 campaign committee of any candidate or slate of candidates that has filed a
26 request for exemption or a political issues committee whose chair~~chairman~~
27 has filed a request for exemption shall be bound by its terms unless it is

1 rescinded in a timely manner and no new request for exemption has been
2 executed.

3 (l) 1. Except as provided in subparagraph 2. of paragraph (d) of this
4 subsection, any candidate, slate of candidates, or political issues
5 committee that is exempt from filing campaign finance reports pursuant
6 to paragraph (a), (b), (e), or (j) of this subsection that accepts
7 contributions or makes expenditures, or whose campaign treasurer
8 accepts contributions or makes expenditures, in excess of the applicable
9 limit in any one (1) election without rescinding the request for
10 exemption in a timely manner shall comply with all applicable reporting
11 requirements and, in lieu of other penalties prescribed by law, pay a fine
12 of not more than five hundred dollars (\$500) plus the amount by which
13 the spending limit was exceeded.

14 2. Except as provided in subparagraph 2. of paragraph (d) of this
15 subsection, a candidate, slate of candidates, campaign committee, or
16 political issues committee that is exempt from filing campaign finance
17 reports pursuant to paragraph (a), (b), (e), or (j) of this subsection that
18 knowingly accepts contributions or makes expenditures in excess of the
19 applicable spending limit in any one (1) election without rescinding the
20 request for exemption in a timely manner shall comply with all
21 applicable reporting requirements and shall be guilty of a Class D
22 felony.

23 (2) (a) State and county executive committees, and caucus campaign committees
24 shall make a full report, upon a prescribed form, to the registry, of all money,
25 loans, or other things of value, received from any source, and expenditures
26 authorized, incurred, or made, since the date of the last report, including:

27 1. For each contribution of any amount made by a permanent committee,

- 1 the name and business address of the permanent committee, the date of
2 the contribution, the amount contributed, and a description of the major
3 business, social, or political interest represented by the permanent
4 committee;
- 5 2. For other contributions in excess of one hundred dollars (\$100), the full
6 name, address, age if less than the legal voting age, the date of the
7 contribution, the amount of the contribution, and the employer and
8 occupation of each contributor. If the contributor is self-employed, the
9 name under which he or she is doing business shall be listed;
- 10 3. The total amount of cash contributions received during the reporting
11 period; and
- 12 4. A complete statement of expenditures authorized, incurred, or made.
13 The complete statement of expenditures shall include the name and
14 address of each person to whom an expenditure is made in excess of
15 twenty-five dollars (\$25), and the amount, date, and purpose of each
16 expenditure.
- 17 (b) This report shall be in the hands of the registry or postmarked within five (5)
18 days after the thirtieth day following the primary and regular elections. If an
19 individual gives a reportable contribution to a caucus campaign committee or
20 to a state or county executive committee with the intention that the
21 contribution or a portion of the contribution go to a candidate or slate of
22 candidates, the name of the contributor and the sum shall be indicated on the
23 committee report. The receipts and expenditures of funds remitted to each
24 political party under KRS 141.071 to 141.073 shall be separately accounted
25 for and reported to the registry in the manner required by KRS 121.230. The
26 separate report may be made a separate section within the report required, by
27 this subsection, to be in the hands of the registry or postmarked within five (5)

1 days after the thirtieth day following each regular election.

2 (3) (a) Except for candidates or slates of candidates, campaign committees, or
3 political issues committees exempted from reporting requirements pursuant to
4 subsection (1) of this section, each campaign treasurer of a candidate, slate of
5 candidates, campaign committee, or political issues committee who accepts
6 contributions or expends, expects to accept contributions or expend, or
7 contracts to expend more than three thousand dollars (\$3,000) in any one (1)
8 election, and each fundraiser who secures contributions in excess of three
9 thousand dollars (\$3,000) in any one (1) election, shall make a full report to
10 the registry, on a form provided or using a format approved by the registry, of
11 all money, loans, or other things of value, received from any source, and
12 expenditures authorized, incurred, and made, since the date of the last report,
13 including:

14 1. For each contribution of any amount made by a permanent committee,
15 the name and business address of the permanent committee, the date of
16 the contribution, the amount contributed, and a description of the major
17 business, social, or political interest represented by the permanent
18 committee;

19 2. For each contribution in excess of one hundred dollars (\$100) made to a
20 candidate or slate of candidates for a statewide-elected state office, or to
21 a campaign committee for a candidate or slate of candidates for a
22 statewide-elected state office, the date, name, address, occupation, and
23 employer of each contributor and the spouse of the contributor or, if the
24 contributor or spouse of the contributor is self-employed, the name
25 under which he or she is doing business, and the amount contributed by
26 each contributor; and

27 3. For each contribution in excess of one hundred dollars (\$100) made to

1 any candidate or campaign committee other than those specified in
2 subparagraph 2. of this paragraph or a political issues committee, the full
3 name, address, age if less than the legal voting age, the date of the
4 contribution, the amount of the contribution, and the employer and
5 occupation of each other contributor. If the contributor is self-employed,
6 the name under which he or she is doing business shall be listed;

7 4. The total amount of cash contributions received during the reporting
8 period; and

9 5. A complete statement of all expenditures authorized, incurred, or made.
10 The complete statement of expenditures shall include the name, address,
11 and occupation of each person to whom an expenditure is made in
12 excess of twenty-five dollars (\$25), and the amount, date, and purpose of
13 each expenditure.

14 (b) Reports of all candidates, slates of candidates, campaign committees, political
15 issues committees, and registered fundraisers shall be made as follows:

16 1. Candidates as defined in KRS 121.015(8), slates of candidates,
17 campaign committees, political issues committees, and fundraisers
18 which register in the year before the year an election in which the
19 candidate, a slate of candidates, or public question shall appear on the
20 ballot, shall file financial reports with the registry at the end of the first
21 calendar quarter after persons become candidates or slates of candidates,
22 or following registration of the committee or fundraiser, and each
23 calendar quarter thereafter, ending with the last calendar quarter of that
24 year. Candidates, slates of candidates, committees, and registered
25 fundraisers shall make all reports required by this section during the year
26 in which the election takes place, except as provided in subsection (19)
27 of this section;

- 1 2. All candidates, slates of candidates, campaign committees, political
2 issues committees, and registered fundraisers shall make reports on the
3 thirty-second day preceding an election, including all previous
4 contributions and expenditures;
- 5 3. All candidates, slates of candidates, campaign committees, political
6 issues committees, and registered fundraisers shall make reports on the
7 fifteenth day preceding the date of the election; and
- 8 4. All reports to the registry shall be received by the registry or postmarked
9 within five (5) days after each filing deadline.
- 10 (4) Except for candidates, slates of candidates, and political issues committees,
11 exempted pursuant to subsection (1)(b) of this section, all candidates, regardless of
12 funds received or expended, campaign committees, political issues committees, and
13 registered fundraisers shall make post-election reports within thirty (30) days after
14 the election.
- 15 (5) In making the preceding reports, the total gross receipts from each of the following
16 categories shall be listed: proceeds from the sale of tickets for events such as
17 testimonial affairs, dinners, luncheons, rallies, and similar fundraising events, mass
18 collections made at the events, and sales of items such as campaign pins, buttons,
19 hats, ties, literature, and similar materials. When any individual purchase or the
20 aggregate purchases of any item enumerated above from a candidate or slate of
21 candidates for a statewide-elected state office or a campaign committee for a
22 candidate or slate of candidates for a statewide-elected state office exceeds one
23 hundred dollars (\$100), the purchaser shall be identified by name, address, age, if
24 less than the legal voting age, occupation, and employer and the employer of the
25 spouse of the purchaser or, if the purchaser or the spouse of the purchaser is self-
26 employed, the name under which he or she is doing business, and the amount of the
27 purchase. When any individual purchase or the aggregate purchases of any item

1 enumerated above from any candidate or campaign committee other than a
2 candidate or slate of candidates for a statewide-elected state office or campaign
3 committee for a candidate or slate of candidates for a statewide-elected state office
4 exceeds one hundred dollars (\$100), the purchaser shall be identified by name,
5 address, age if less than the legal voting age, occupation, and employer, or if the
6 purchaser is self-employed, the name under which he or she is doing business, and
7 the amount of the purchase. The lists shall be maintained by the campaign treasurer,
8 political issues committee treasurer, registered fundraiser, or other sponsor for
9 inspection by the registry for six (6) years following the date of the election.

10 (6) Each permanent committee, except a federally registered out-of-state permanent
11 committee, inaugural committee, or contributing organization shall make a full
12 report to the registry, on a form provided or using a format approved by the registry,
13 of all money, loans, or other things of value, received by it from any source, and all
14 expenditures authorized, incurred, or made, since the date of the last report,
15 including:

16 (a) For each contribution of any amount made by a permanent committee, the
17 name and business address of the permanent committee, the date of the
18 contribution, the amount contributed, and a description of the major business,
19 social, or political interest represented by the permanent committee;

20 (b) For other contributions in excess of one hundred dollars (\$100), the full name,
21 address, age if under the legal voting age, the date of the contribution, the
22 amount of the contribution, and the employer and occupation of each
23 contributor. If the contributor is self-employed, the name under which he or
24 she is doing business shall be listed;

25 (c) An aggregate amount of cash contributions, the amount contributed by each
26 contributor, and the date of each contribution; and

27 (d) A complete statement of all expenditures authorized, incurred, or made,

1 including independent expenditures. This report shall be made by a permanent
2 committee, inaugural committee, or contributing organization to the registry
3 on the last day of the first calendar quarter following the registration of the
4 committee with the registry and on the last day of each succeeding calendar
5 quarter until such time as the committee terminates. A contributing
6 organization shall file a report of contributions received and expenditures on a
7 form provided or using a format approved by the registry not later than the last
8 day of each calendar quarter in which contributions are received or
9 expenditures are made. All reports to the registry shall be postmarked or
10 received not later than five (5) days after each filing deadline.

11 (7) If the final statement of a candidate, campaign committee, or political issues
12 committee shows an unexpended balance of contributions, continuing debts and
13 obligations, or an expenditure deficit, the campaign treasurer shall file with the
14 registry a supplemental statement of contributions and expenditures not more than
15 thirty (30) days after the deadline for filing the final statement. Subsequent
16 supplemental statements shall be filed annually, to be received by the registry or
17 postmarked ~~no later~~ later than ten (10) days after November 1 of each year, until the
18 account shows no unexpended balance, continuing debts and obligations,
19 expenditures, or deficit, or until the year before the candidate or a slate of
20 candidates seeks to appear on the ballot for the same office for which the funds in
21 the campaign account were originally contributed, in which case the candidate or a
22 slate of candidates shall file the supplemental annual report not later than ten (10)
23 days after November 1 of that year or at the end of the first calendar quarter of that
24 year after the candidate or slate of candidates files nomination papers for the next
25 year's primary or regular election. All contributions shall be subject to KRS
26 121.150.

27 (8) All reports filed under the provisions of this chapter shall be a matter of public

1 record open to inspection by any member of the public immediately upon receipt of
2 the report by the registry.

3 (9) A candidate or slate of candidates is relieved of the duty personally to file reports
4 and keep records of receipts and expenditures if the candidate or slate states in
5 writing or on forms provided by the registry that:

6 (a) Within five (5) business days after personally receiving any contributions, the
7 candidate or slate of candidates shall surrender possession of the contributions
8 to the treasurer of their principal campaign committee without expending any
9 of the proceeds thereof. No contributions shall be commingled with the
10 candidate's or slated candidates' personal funds or accounts. Contributions
11 received by check, money order, or other written instrument shall be endorsed
12 directly to the campaign committee and shall not be cashed or redeemed by
13 the candidate;

14 (b) The candidate or slate of candidates shall not make any unreimbursed
15 expenditure for the campaign, except that this paragraph does not preclude a
16 candidate or slate from making an expenditure from personal funds to the
17 designated principal campaign committee, which shall be reported by the
18 committee as a contribution received; and

19 (c) The waiver shall continue in effect as long as the candidate or slate of
20 candidates complies with the conditions under which it was granted.

21 (10) No candidate, slate of candidates, campaign committee, political issues committee,
22 or contributing organization shall use or permit the use of contributions or funds
23 solicited or received for the person or in support of or opposition to a public issue
24 which will appear on the ballot to further the candidacy of the person for a different
25 public office, to support or oppose a different public issue, or to further the
26 candidacy of any other person for public office; except that nothing in this
27 subsection shall be deemed to prohibit a candidate or slate of candidates from using

1 funds in the campaign account to purchase admission tickets for any fundraising
2 event or testimonial affair for another candidate or slate of candidates if the amount
3 of the purchase does not exceed one hundred dollars (\$100) per event or affair. Any
4 funds or contributions solicited or received by or on behalf of a candidate, slate of
5 candidates, or any committee, which has been organized in whole or in part to
6 further any candidacy for the same person or to support or oppose the same public
7 issue, shall be deemed to have been solicited or received for the current candidacy
8 or for the election on the public issue if the funds or contributions are solicited or
9 received at any time prior to the regular election for which the candidate, slate of
10 candidates, or public issue is on the ballot. Any unexpended balance of funds not
11 otherwise obligated for the payment of expenses incurred to further a political issue
12 or the candidacy of a person shall, in whole or in part, at the election of the
13 candidate or committee, escheat to the State Treasury, be returned pro rata to all
14 contributors, or, in the case of a partisan candidate, be transferred to a caucus
15 campaign committee, or to the state or county executive committee of the political
16 party of which the candidate is a member except that a candidate, committee, or an
17 official may retain the funds to further the same public issue or to seek election to
18 the same office or may donate the funds to any charitable, nonprofit, or educational
19 institution recognized under Section 501(c)(3) of the United States Internal Revenue
20 Code of 1986, as amended, and any successor thereto.

21 (11) (a) For the purposes of this subsection, "election cycle," as applied to
22 contributions, expenditures, or loans to support or oppose a candidate for a
23 particular office, means the period of time beginning January 1 following a
24 regular election for the office and ending December 31 following the next
25 regular election for that office.

26 (b) For the purpose of this subsection, "election cycle," as applied to
27 contributions, expenditures, or loans to support or oppose a constitutional

1 amendment or public question which appears on the ballot, means the period
2 of time beginning January 1 following a regular election for any state
3 legislative office and ending December 31 following the next regular election
4 for any state legislative office.

5 (c) If adequate and appropriate agency funds are available to implement this
6 subsection, the option of electronic reporting shall be made available by the
7 registry to all candidates, committees, registered fundraisers, and persons
8 making independent expenditures, in addition to those candidates, slates of
9 candidates, and campaign committees that are required to electronically report
10 under KRS 121.120(6)(h).

11 (12) Filers specified in subsection (11) of this section shall also continue to file required
12 campaign finance reports in paper format until the registry deems it is no longer
13 necessary. The paper copy shall continue to be the official version for audit and
14 other legal purposes.

15 (13) Filers not required to file reports electronically, as set forth in this section, are
16 strongly encouraged to do so voluntarily.

17 (14) The date that an electronic or on-line report shall be deemed to have been filed with
18 the registry shall be the date on which it is received by the registry.

19 (15) All electronic or online filers shall affirm, under penalty of perjury, that the report
20 filed with the registry is complete and accurate.

21 (16) Filers who submit computer disks which are not readable, cannot be copied, or are
22 not accompanied by any requisite paper copy shall be deemed to not be in
23 compliance with the requirements set forth in this section.

24 (17) No candidate is obligated to file any reports electronically, except for those
25 candidates, slates of candidates, and campaign committees that are required to
26 electronically report under KRS 121.120(6)(h).

27 (18) (a) On each paper and electronic form that it supplies for the reports required

1 under subsections (2), (3), and (6) of this section, the registry shall include an
2 entry reading, "No change since last report."

- 3 (b) If a person or entity that is required to report under subsection (2), (3), or (6)
4 of this section has received no money, loans, or other things of value from any
5 source since the date of its last report and has not authorized, incurred, or
6 made any expenditures since that date, the person or entity may check or
7 otherwise designate the entry that reads, "No change since last report." A
8 person or entity designating this entry in a report shall state the balance carried
9 forward from the last report but need not specify receipts or expenditures in
10 further detail.

11 *(19) Loans not considered to be contributions under this section, made by a slate of*
12 *candidates under subsection (13) of Section 1 of this Act shall be repaid and*
13 *reported as such on a form provided by the Kentucky Registry of Election*
14 *Finance according to the timeline established in paragraph (b) of subsection (13)*
15 *of Section 1 of this Act.*